

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.
RDID0073US

In Re Application Of: **MUELLER, Rainer et al.**

| Serial No. | Filing Date | Examiner | Group Art Unit |
|-------------------|----------------------|-----------------------|----------------|
| 09/911,132 | July 23, 2001 | To Be Assigned | 1645 |

Invention: **EXPRESSION OF ALKALINE PHOSPHATASE IN YEAST**



TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on September 20, 2001.
Date

Enclosed herewith for filing are the following:

- A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.
- An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- Other (list):

Formal Drawings (4pgs); Sequence Listing (11pgs); Transmittal of Information Disclosure Statement (2pgs) 2nd pg in duplicate, Information Disclosure Citation (1pg), 1 reference; Certified Copy of 100 36 491.8, filed July 25, 2000; Return Postcard

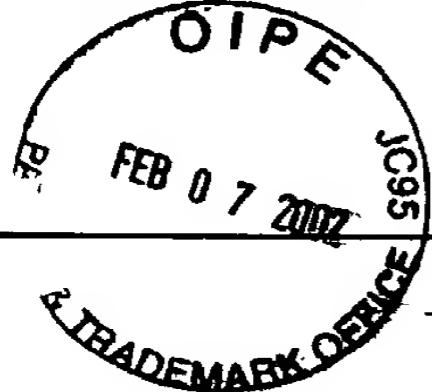
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TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

- Completion of application fees as calculated below:

Utility application filing fee

Design application filing fee

Total number of independent claims =

Total number of claims =

Multiple dependent claims

Surcharge for late payment of filing fee and/or late filing of original declaration or oath \$130.00

Petition and fee for filing by other than all the inventors or a person not the inventor

Fee for processing an application filed with a non-English language specification

Fee for processing and retention of application

Total completion of application fees \$130.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

One month Two months Three months Four months Five months

from: November 20, 2001 until: February 20, 2002

RECEIVED MAR 19 1961 NOVEMBER 20, 1961 Date FEBRUARY 20, 1962 Date

03/08/2002 YG1ZAW 00000002 022958 09911132

01 FC:117 920.00 CH Total time extension fees \$920.00

Total fees due \$1,050.00

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.
RDID0073US

In Re Application Of: **MUELLER, Rainer et al.**

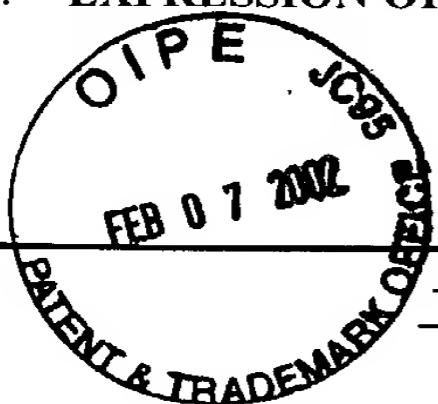
Serial No.
09/911,132

Filing Date
July 23, 2001

Examiner
To Be Assigned

Group Art Unit
1645

Invention: **EXPRESSION OF ALKALINE PHOSPHATASE IN YEAST**



TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

The fee of **\$1,050.00** is to be paid as follows:

- A check in the amount of the fee is enclosed.
- The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **02-2958**
A duplicate copy of this sheet is enclosed.
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **02-2958**
A duplicate copy of this sheet is enclosed.

Signature

Dated:

2/5/02

**Kenneth J. Waite, Reg. No. 45,189
Roche Diagnostics Corporation
9115 Hague Road, Bldg D
P.O. Box 50457
Indianapolis, IN 46250-0457
Telephone: (317) 521-3104
Facsimile: (317) 521-2883**

I certify that this document and fee is being deposited on **2/5/02** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC:

099143-1, RECT 1/8

| | | | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------|----------------------------|--------------------------|
| CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10) | | | Docket No. RDID0073US |
| Applicant(s): MUELLER, Rainer et al. | | | |
| Serial No. 09/911,132 | Filing Date July 23, 2001 | Examiner To Be Assigned | Group Art Unit 1645 |
| Invention: EXPRESSION OF ALKALINE PHOSPHATASE IN YEAST | | | |
|  | | | |
| <p>I hereby certify that this <u>Response to File Missing Parts of Application</u> <small>(Identify type of correspondence)</small></p> <p>is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Commissioner of Patents and Trademarks, Washington, D.C. 20231-0001 on <u>February 7, 2002</u> <small>(Date)</small></p> | | | |
| <p><u>Melissa D. Watts</u> <small>(Typed or Printed Name of Person Mailing Correspondence)</small></p> <p><u>Melissa D. Watts</u> <small>(Signature of Person Mailing Correspondence)</small></p> <p><u>EL841987660US</u> <small>("Express Mail" Mailing Label Number)</small></p> | | | |
| <p>Note: Each paper must have its own certificate of mailing.</p> | | | |



JFS

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D C 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/911,132 | 07/23/2001 | Rainer Mueller | RDID0073US |

RECEIVED
SEP 24 2001
PATENT DEPT

CONFIRMATION NO. 2393
FORMALITIES LETTER


OC00000006582770

Date Mailed: 09/20/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

02/13/2002 NM0HANH1 00000013 022958 09911132

FILED UNDER 37 CFR 1.53(b)

01 FC:105 130.00 CH

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19,

2000) Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- **For Rules Interpretation, call (703) 308-4216**
- **To Purchase PatentIn Software, call (703) 306-2600**
- **For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov**



A copy of this notice MUST be returned with the reply.

[Handwritten signature]
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

TRANSMITTAL OF FORMAL DRAWINGS

Docket No.
RDID0073US

In Re Application Of: MUELLER, et al.

| Serial No. | Filing Date | Batch No. | Examiner | Art Unit |
|------------|---------------|-----------|----------------|----------|
| 09/911,132 | July 23, 2001 | | To Be Assigned | 1645 |

Invention: EXPRESSION OF ALKALINE PHOSPHATASE IN YEAST



Address to
 Assistant Commissioner for Patents
 Washington, D.C. 20231

Transmitted herewith are:

3 sheets of formal drawing(s) for this application.

Each sheet of drawing indicates the identifying indicia suggested in 37 CFR Section 1.84(c)
 on the reverse side of the drawing.

Signature

Kenneth J. Waite, Reg. No. 45,189
 Roche Diagnostics Corporation
 9115 Hague Road, Bldg D
 P.O. Box 50457
 Indianapolis, IN 46250-0457
 Telephone: (317) 521-3104
 Facsimile: (317) 521-2883

Dated:

2/5/02

I certify that this document and attached formal drawings
 are being deposited on _____ with the
 U.S. Postal Service as first class mail under 37 C.F.R. 1.8
 and addressed to the Assistant Commissioner for Patents,
 Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence